

OFFICE OF THE GENERAL COUNSEL
Division of Operations-Management

Memorandum OM 95-11

February 1, 1995

To: All Regional Directors, Officers-in-Charge, and
Resident Officers

From: William G. Stack, Associate General Counsel

Subject: Notification to the Federal Mediation and Conciliation Service
of the Issuance of Certification of Representative

The Federal Mediation and Conciliation Service has recently decided that all initial contract cases will be assigned to a mediator regardless of bargaining unit size. The FMCS has made a policy decision to become actively involved in initial contract cases and to assist the parties in achieving agreements. A copy of the FMCS policy statement is attached.

In view of this policy decision by the FMCS, it is extremely important that the Regions continue to quickly notify their local FMCS office whenever a certification of representative issues. (See NLRB Regional Office Clerical Procedures, Section 12144.5.) The Regions should include in the notice to FMCS, the telephone and fax numbers of the parties, if available. In the event litigation is needed to enforce the certification, the Regions should provide the FMCS with copies of the Board and court decisions in these cases.

If you have any questions concerning this matter, please contact your Assistant General Counsel.

W. G. S

Attachment

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